Before the Federal Communications Commission Washington, D.C. 20554

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In the Matter of)	
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Polnet Communications, Ltd.)	NAL/Acct. No. 815CG0001
Evanston, Illinois)	
)	

FORFEITURE ORDER

Released: June 19, 1998

By the Compliance and Information Bureau:

- 1. Before the Bureau is a Notice of Apparent Liability (NAL), issued on May 18, 1998. The NAL proposed imposition of a forfeiture against Polnet Communications, Ltd. (Polnet) in the amount of thirteen thousand dollars (\$13,000) pursuant to Section 503(b) of the Communications Act of 1934, as amended (the Act), 47 U.S.C § 503(b), and Section 1.80 of the rules, 47 C.F.R. § 1.80, for wilful and repeated violations of 47 C.F.R. § 73.158(a) and the terms of the WKTA station authorization, namely failure to change the monitoring point location of an unsuitable monitoring point and failure to maintain the daytime pattern within the prescribed field intensity limits at the monitoring points specified in the WKTA station authorization. For the reason stated below, we affirm the monetary forfeiture issued in the amount of \$13,000.
- 2. We note that Polnet had thirty days to respond to the NAL, but failed to do so. Based on the information before us, we affirm the fine.
- 3. **ACCORDINGLY, IT IS ORDERED** that, pursuant to 47 U.S.C. §503(b), and Section 1.80 of the Commission's Rules, 47 C.F.R. §1.80, and the Commission's <u>Policy Statement</u>, <u>Standards for Assessing Forfeitures</u>, (<u>Policy Statement</u>), 12 FCC Rcd 17087 (1997), Polnet Communications, Ltd. **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$13,000 for violation of 47 C.F.R. §73.158(a).
- 4. **IT IS FURTHER ORDERED,** pursuant to Section 1.80(f) of the Commission's Rules, 47 C.F.R. §1.80(f), that Polnet shall, within thirty (30) days of the release of this Forfeiture Order, pay the amount of thirteen thousand dollars (\$13,000). Forfeitures shall be paid by check, money order or credit card, with the appropriate documentation, made payable to the Federal Communications Commission. The remittance should be marked NAL/Acct. No. 815CG0001, and mailed to the following address:

Requests for payment under installment plans should be mailed to: Chief, Billings and Collections, mail Stop 1110A2, 1919 M Street, N.W., Washington, D.C. 20554. Payment of the forfeiture in installments may be considered as a separate matter in accordance with Section 1.1914 of the Commission's Rules. Contact Chief, Billings and Collections at (202) 418-1995 for more information on payments by credit card.

Federal Communications Commission Post Office Box 73482 Chicago, IL 60673-7482

Petitions for Reconsideration pursuant to Section 1.106, 47 C.F.R. §1.106 of the Rules, or Applications for Review pursuant to Section 1.115, 47 C.F.R. §1.115, should be sent to:

Federal Communications Commission Chief, Compliance Division Compliance and Information Bureau 1919 M Street, N.W. Washington, D.C. 20554 ATTN: Mail Stop 1500E3-AJC

Forfeiture penalties not paid within 30 days will be referred to the U.S. Attorney for recovery in a civil suit. 47 U.S.C. § 504(a).

5. **IT IS FURTHER ORDERED** that a copy of this Order shall be sent certified mail, return receipt requested, to **Polnet Communications**, **Ltd.**

FEDERAL COMMUNICATIONS COMMISSION

Pamera D. Hairston Chief, Compliance Division Compliance and Information Bureau